

SECOND REGULAR SESSION

# SENATE BILL NO. 639

93RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR COLEMAN.

Pre-filed December 1, 2005, and ordered printed.

TERRY L. SPIELER, Secretary.

3204S.011

## AN ACT

To repeal section 167.680, RSMo, and to enact in lieu thereof three new sections relating to school-related education programs, with an expiration date for certain sections.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Section 167.680, RSMo, is repealed and three new sections enacted in lieu thereof, to be known as sections 167.680, 488.5020, and 589.313, to read as follows:

167.680. 1. There is hereby established within the department of elementary and secondary education the "After-School Retreat Reading and Assessment Grant Program". Beginning with the 2002-03 school year, the program shall award grants to schools on a competitive grant basis. School districts may develop after-school reading and assessment programs and submit proposals to the department, pursuant to criteria established by the department for grant approval and on forms promulgated by the department for grant applications. Copies of the criteria established pursuant to this section shall be provided by the department to all school districts in this state. In awarding such grants, the department shall grant preference to school districts with a higher percentage of at-risk students, as the department may determine. In addition, the criteria for grant approval by the department may include, but shall not be limited to:

- (1) The development of programs which are educational in nature, with emphasis in reading and student assessment thereof as opposed to day-care oriented programs; or
- (2) Other criteria as the department may deem appropriate.

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

18           2. **In addition to the grant program established in subsection one**  
19 **of this section, the department of elementary and secondary education**  
20 **shall develop a grant program to provide school districts with matching**  
21 **grants to fund after-school reading and assessment programs. The**  
22 **department, with the approval of the state board of education, shall**  
23 **develop the criteria for public school districts to receive said funds.**

24           3. Subject to appropriation, beginning with the 2002-03 school year, the  
25 department shall award grants to school districts for the development and  
26 implementation of after-school retreat programs consistent with this section. In  
27 the event that the appropriations or other moneys available for such grants are  
28 less than the amount necessary to fully fund all approved grants for the 2002-03  
29 school year or any subsequent school year, the moneys shall be distributed to  
30 approved schools on a pro rata basis.

31           [3.] 4. There is hereby created in the state treasury the "After-School  
32 Retreat Reading and Assessment Grant Program Fund". The fund shall be  
33 administered by the department. The fund shall consist of moneys appropriated  
34 annually by the general assembly from general revenue to such fund, any moneys  
35 paid into the state treasury and required by law to be credited to such fund and  
36 any gifts, bequests or donations to such fund. The fund shall be kept separate  
37 and apart from all other moneys in the state treasury and shall be paid out by  
38 the state treasurer pursuant to chapter 33, RSMo. Notwithstanding the  
39 provisions of section 33.080, RSMo, to the contrary, moneys in the fund at the end  
40 of the biennium shall not be transferred to the credit of the general revenue fund.  
41 All interest and moneys earned on the fund shall be credited to the fund.

42           [4.] 5. No rule or portion of a rule promulgated pursuant to this section  
43 shall take effect unless such rule has been promulgated pursuant to chapter 536,  
44 RSMo.

**488.5020. A surcharge of twenty-five dollars shall be assessed as**  
2 **costs in each court proceeding filed in any court in the state in all**  
3 **felony criminal cases involving chapters 195, 565, 566, 569, 570, and 571,**  
4 **RSMo; except that no such surcharge shall be collected in any**  
5 **proceeding in any court when the proceeding or the defendant has been**  
6 **dismissed by the court or when costs are to be paid by the state,**  
7 **county, or municipality.**

**589.313. 1. There is hereby created in the state treasury the**  
2 **"Gang Resistance Education and Training (GREAT) Fund". The fund**

3 shall consist of one-half of the money collected pursuant to section  
4 488.5020, RSMo, in addition to money appropriated by the general  
5 assembly, charges, gifts, grants, bequests from federal, private, or other  
6 sources and investment income on the fund. The provisions of section  
7 33.080, RSMo, to the contrary notwithstanding, moneys in the fund shall  
8 not be transferred and placed to the credit of the general revenue  
9 fund. The remaining one-half of the funds collected pursuant to section  
10 488.5020, RSMo, shall be used to provide matching grants to school  
11 districts to fund the after-school reading retreat program as described  
12 in section 167.680, RSMo.

13       2. The GREAT fund shall be administered by the department of  
14 elementary and secondary education in accordance with the provisions  
15 of this section.

16       3. The department of elementary and secondary education, in  
17 conjunction with local law enforcement who agree to participate, shall  
18 develop a GREAT program for school districts which the department of  
19 elementary and secondary education determines are in need of such  
20 programs. The programs shall be designed to help children set goals,  
21 resolve conflicts without violence, resist school bullying, and  
22 understand how gangs and youth violence impact individuals and  
23 communities. The funds received annually by the GREAT fund shall be  
24 distributed by the department of elementary and secondary education  
25 to school districts to implement and promote the GREAT  
26 programs. The department of elementary and secondary education  
27 shall work with local law enforcement and local public school districts  
28 to develop programs and carry out the goals of GREAT.

Section B. The provisions of sections 488.5020 and 589.313 of this act  
2 shall terminate on December 31, 2010.

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